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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,
15 Plaintiff,

16 v.

17 ALEJANDRO LOPEZ-RESENDIZ
18 Defendant.

Criminal No. CR 08-0778 MMC

**~~PROPOSED~~ ORDER AND
STIPULATION EXCLUDING TIME
FROM NOVEMBER 14, 2008 TO
DECEMBER 3, 2008**

20 The parties appeared before the Honorable Magistrate Bernard Zimmerman on
21 November 14, 2008. With the agreement of counsel for both parties, the Court found and held as
22 follows:

23 1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C.
24 § 3161, from November 14, 2008 to December 3, 2008, in light of the need for defendant's
25 counsel to review discovery. Failure to grant the requested continuance would unreasonably
26 deny defense counsel reasonable time necessary for effective preparation, taking into account the
27

28 **~~PROPOSED~~ ORDER AND
STIPULATION EXCLUDING TIME
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FILED

NOV 20 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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exercise of due diligence and the need for counsel to review the discovery with the defendant.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from November 14, 2008 to December 3, 2008 outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from November 14, 2008 to December 3, 2008 be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

IT IS SO STIPULATED.

DATED: 11/14/08

/s/
RONALD TYLER
Counsel for Alejandro Lopez-Resendiz

DATED: 11/14/08

/s/
JEANE HAMILTON
Special Assistant United States Attorney

IT IS SO ORDERED.

DATED: 20 Nov 08


THE HON. BERNARD ZIMMERMAN
United States Magistrate Judge